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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLN. OF:

SHINOHARA et al.

SERIAL NO:

10/690,316

FILED:

October 21, 2003

FOR:

SEMICONDUCTOR MEMORY AND PROCESS FOR

FABRICATING THE SAME

GROUP:

2818

EXAMINER:

LE, Thao P.

DOCKET: NEC 19851 DIV

MAIL STOP ISSUE FEE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Dear Sir:

The Notice of Allowability mailed December 21, 2004 does not acknowledge receipt of the Forms PTO-1449 and Form PTO-892 submitted with the Information Disclosure Statement of October 21, 2003. Enclosed are additional copies of the IDS and the Forms PTO-1449 and Form PTO-892. Since the IDS was previously filed, it is respectfully submitted that no copies of this reference is believed necessary. Also, no fee is believed necessary since the IDS was filed before issuance of the Notice of Allowance.

Please initial and enter the previously filed IDS and return a copy to the undersigned.

Respectfully requested,

Norman P. Soloway Attorney for Applicant

Reg. No. 24,315

HAYES SOLOWAY P.C. 130 W. CUSHING STREET TUCSON, AZ 85701 TEL. 520.882.7623 FAX. 520.882.7643

175 CANAL STREET MANCHESTER, NH 03101 TEL 603.668.1400 FAX. 603.668.8567

Serial No. 10/690,316 Docket No: NEC 19851 DIV <u>Transmittal Letter</u>

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: MAIL STOP ISSUE FEE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

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HAYES SOLOWAY P.C. 130 W. CUSHING STREET TUCSON, AZ 85701 TEL. 520.882.7623 FAX. 520.882.7643

175 CANAL STREET
MANCHESTER, NH 03101
TEL. 603.668.1400
FAX. 603.668.8567



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COPY

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MAIL STOP PATENT APPLICATION Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

In connection with the above-entitled matter, Applicants hereby attach U.S. Patent Office Form PTO-1449 and Form PTO-892. The present application is a divisional of U.S. Application Serial No. 10/100,336, filed March 18, 2002, wherein the references referred to in the enclosed U.S. Patent Office Form PTO-1449 and PTO-Forms 892 have been previously submitted or cited. Accordingly, it is respectfully submitted that no copies of these references are believed necessary. The claims in the present application are believed to be patentably distinguished over these references.

This information disclosure statement is being made pursuant to the duty of disclosure imposed by law and formulated in 37 CFR 1.56(A). No representation is made that the information thus disclosed in fact constitutes prior art or that it is the closest prior art, inasmuch as 37 CFR 1.56(A) relies on a materiality concept which depends on subjectivity.

HAYES SOLOWAY P.C. 130 W. CUSHING ST. TUCSON, AZ 85701 TEL. 520.882.7623 FAX. 520.882.7643

175 CANAL STREET MANCHESTER, NH 03101 TEL. 603.668.1400 FAX. 603.668.8567

Docket: NEC 19851-DIV Information Disclosure Statement

In the event there are any fee deficiencies or additional fees are payable, please charge them (or credit any overpayment) to our Deposit Account No. 08-1391.

Respectfully submitted,

Norman P. Soloway Attorney for Applicants Reg. No. 24,315

CERTIFICATE OF EXPRESS MAILING

"Express Mail" Mailing Label No:EU984261775US
Date of Deposit October 21, 2003
I hereby certify that this paper and the papers listed thereon are being deposited with the
United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR
1.10 on the date indicated above, and is addressed to: MAIL STOP PATENT APPLICATION,
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Name of person mailing Sharon McKniff 7)

HAYES SOLOWAY P.C.

130 W. CUSHING ST. TUCSON, AZ 85701 TEL. 520.882.7623 FAX. 520.882.7643

175 CANAL STREET MANCHESTER, NH 03101 TEL. 603.668.1400 FAX. 603.668.8567

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